

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 UNITED STATES OF AMERICA, )  
11 Plaintiff, ) CASE NO. 07-328M  
12 v. )  
13 THUY THI NGOC NGUYEN, ) DETENTION ORDER  
14 Defendant. )  
15

**Offense charged:**

Count I: Conspiracy to Manufacture Marijuana, in violation of Title 21, U.S.C., Sections 841(a) and 841(b)(1)(A).

Date of Detention Hearing: July 12, 2007

20 The Court, having conducted a contested detention hearing pursuant to Title 18  
21 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention  
22 hereafter set forth, finds that no condition or combination of conditions which the defendant  
23 can meet will reasonably assure the appearance of the defendant as required and the safety  
24 of any other person and the community. The Government was represented by Lisca  
25 Borichewski. The defendant was represented by Allen Ressler.

**DETENTION ORDER**  
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1           FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- 2           (1) There is probable cause to believe the defendant committed the  
3           conspiracy to manufacture marijuana offense. The maximum penalty is  
4           in excess of ten years. There is therefore a rebuttable presumption  
5           against the defendant's release based upon both dangerousness and flight  
6           risk, under Title 18 U.S.C. § 3142(e).
- 7           (2) The alleged offense includes six marijuana grow houses, where  
8           reportedly two thousand marijuana plant and root balls were found along  
9           with grow operation equipment. At the residence where her parents  
10          reside, documents tied to the grow houses were found. The same  
11          residence was proffered to the Court as an available option to the  
12          defendant if released.
- 13          (3) A firearm was found at the residence she shares with her boyfriend who  
14          was arrested in another state. An investigation of an alleged homicide  
15          using the same caliber weapon as found in the defendant's residence is  
16          ongoing, with witnesses being interviewed by state and federal  
17          authorities. At least one witness named the defendant as involved.
- 18          (4) The defendant is unemployed.

19          Based upon the foregoing information which is also consistent with the recommendation  
20          of detention by U.S. Pre-trial Services, it appears that there is no condition or  
21          combination of conditions that would reasonably assure future Court appearances and/or  
22          the safety of other persons or the community.

23           **It is therefore ORDERED:**

- 24          (l) The defendant shall be detained pending trial and committed to the  
25           custody of the Attorney General for confinement in a correction facility  
26           separate, to the extent practicable, from persons awaiting or serving

1                   sentences or being held in custody pending appeal;

- 2                   (2) The defendant shall be afforded reasonable opportunity for private  
3                   consultation with counsel;
- 4                   (3) On order of a court of the United States or on request of an attorney for  
5                   the Government, the person in charge of the corrections facility in which  
6                   the defendant is confined shall deliver the defendant to a United States  
7                   Marshal for the purpose of an appearance in connection with a court  
8                   proceeding; and
- 9                   (4) The clerk shall direct copies of this order to counsel for the United  
10                  States, to counsel for the defendant, to the United States Marshal, and to  
11                  the United States Pretrial Services Officer.

12                  DATED this 12<sup>th</sup> day of July, 2007.

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15                  MONICA J. BENTON  
16                  United States Magistrate Judge  
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